STATE OF NEW YORK

:ss

COUNTY OF NEW YORK)

Sergellys Martinez, being duly sworn, deposes and says:

Deponent is not a party to the action, is over 18 years of age and resides in Bronx, New York;

On July 5, 2007, deponent served the within NOTICE OF FILING NOTICE OF REMOVAL upon:

John E. Durst, Jr.

The Durst Law Firm, P.C.

Attorneys for Plaintiff

319 Broadway

New York, New York 10007

by depositing a true copy of same enclosed in a post paid properly addressed wrapper, in an official depository

lunder the exclusive care and custody of the United States Postal Service within the State of New York.

Sergellys Martinez

Sworn to before me this 5<sup>th</sup> day of July, 2007

Notary Public

CLAUDIA BLANCHARD
Notary Public, State of New York
No. 01BL6160575
Qualified in Queens County
Commission Expires Feb. 12, 20